

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

NETLIST, INC.,)	
)	
Plaintiff,)	
)	
vs.)	Case No. 2:22-cv-293-JRG
)	
SAMSUNG ELECTRONICS CO., LTD.,)	JURY TRIAL DEMANDED
SAMSUNG ELECTRONICS AMERICA,)	
INC., SAMSUNG SEMICONDUCTOR,)	
INC.,)	
)	
Defendants.)	

**PLAINTIFF NETLIST, INC.’S UNOPPOSED MOTION FOR LEAVE TO FILE
NETLIST’S OPPOSITION TO DEFENDANTS’ MOTION TO SEVER, STAY, OR
CONSOLIDATE (DKT. 20) AND EXHIBIT 1 ATTACHED THERETO UNDER SEAL**

Plaintiff Netlist, Inc., (“Netlist”) respectfully requests leave to file Netlist’s Opposition to Defendants’ Motion to Sever, Stay, or Consolidate (Dkt. 21) and Exhibit 1 attached thereto under seal. In support of its Motion, Plaintiff states as follows:

On September 20, 2022, Defendants filed the Opposed MOTION TO (1) SEVER AND TRANSFER THE ’912 PATENT TO THE N.D. CAL.; AND (2) STAY THE REMAINING PATENTS PENDING NINTH CIRCUIT APPEAL, OR (3) ALTERNATIVELY, CONSOLIDATE WITH CIVIL ACTION NO. 2:21-CV-463. Dkt. 20.

Plaintiff’s Opposition to Defendants’ Motion to Sever, Stay, or Consolidate (Dkt. 21) and Exhibit 1 attached thereto contain confidential information regarding the parties’ former licensing agreement, the disclosure of which may cause prejudice to Plaintiff.

Counsel for the parties have met and conferred regarding the requested relief. Defendants do not oppose Plaintiff’s request to file the Opposition under seal.

Dated: October 6, 2022

Respectfully submitted,

/s/ Samuel F. Baxter

Samuel F. Baxter
Texas State Bar No. 01938000
sbaxter@mckoolsmith.com
Jennifer L. Truelove
Texas State Bar No. 24012906
jtruelove@mckoolsmith.com
MCKOOL SMITH, P.C.
104 East Houston Street Suite 300
Marshall, TX 75670
Telephone: (903) 923-9000
Facsimile: (903) 923-9099

Jason G. Sheasby (*pro hac vice*)
jsheasby@irell.com
Annita Zhong, Ph.D. (*pro hac vice*)
hzhong@irell.com

IRELL & MANELLA LLP
1800 Avenue of the Stars, Suite 900
Los Angeles, CA 90067
Tel. (310) 277-1010
Fax (310) 203-7199

Attorneys for Plaintiff Netlist, Inc.

CERTIFICATE OF SERVICE

I hereby certify that, on October 6, 2022, a copy of the foregoing was served to all counsel of record.

/s/ Jennifer Truelove
Jennifer Truelove

CERTIFICATE OF CONFERENCE

The undersigned hereby certifies that counsel for Plaintiff has conferred with counsel for Defendants, and Defendants do not oppose this Motion.

/s/ Jennifer Truelove
Jennifer Truelove